

Form and Correctness Approved: *BAP*

Contents Approved:

By: _____
Office of the City AttorneyBy: _____
DEPT. Planning

NORFOLK, VIRGINIA

Ordinance No. 48635

AN ORDINANCE GRANTING A CONDITIONAL USE PERMIT TO AUTHORIZE THE OPERATION OF AN ESTABLISHMENT WITH LIVE ENTERTAINMENT NAMED "DJ EVENT CENTER" ON PROPERTY LOCATED AT 2436 INGLESIDE ROAD, UNIT 2432.

- - -

BE IT ORDAINED by the Council of the City of Norfolk:

Section 1:- That a conditional use permit is hereby granted authorizing the accessory use of Live Entertainment.

Section 2:- That the full extent of the property or properties where the permit or permits described above are hereby made effective, upon the date set forth below, is described as follows:

Property fronts 75 feet, more or less, along the northern line of Ingleside Road and fronts 75 feet, more or less, along the southern line of Alabama Avenue; premises numbered 2436 Ingleside Road, Unit 2432.

Section 3:- That the conditional use permits granted herein shall be subject to all of the general conditions set forth in section 2.4.8.D of the Norfolk Zoning Ordinance and all of the following additional conditions, requirements, and limitations:

- (a) The operation of the accessory use of Live Entertainment must be conducted in accordance with the applicable performance standards that are set forth in section 4.3 of the Norfolk Zoning Ordinance.
- (b) The hours of operation for live entertainment shall be limited to 7:00 p.m. until 10:00 p.m. Monday through Thursday, 8:00 p.m. until 12:00 midnight on Friday and Saturday, and 8:00 p.m.

until 11:00 p.m. on Sunday. No use of the establishment as a live entertainment venue outside of the hours of operation listed herein shall be permitted.

- (c) The seating for the establishment shall not be more than 116 seats indoors, shall not provide any outdoor seating, and the total occupancy, including employees, shall not exceed 130 people.
- (d) The business authorized by this ordinance shall be conducted in accordance with the Description of Operations set forth in "Exhibit A," attached hereto. The representations made in "Exhibit A" shall be binding upon all owners, operators and managers who operate and/or manage the premises covered by this ordinance. Should any owner, operator or manager desire to operate the business in a manner different than as represented in "Exhibit A," a new conditional use permit must be obtained. Where any limitation or representation contained in "Exhibit A" is inconsistent with any condition of this ordinance, the conditions of this ordinance shall govern.
- (e) No alcoholic beverages shall be permitted anywhere on the premises.
- (f) No smoking shall be permitted anywhere on the premises.
- (g) Entertainment shall be limited to a disc jockey. No other form of entertainment is permitted.
- (h) Live performances shall be performed only by students enrolled in the trade school operation on the premises.
- (i) The layout of the establishment shall adhere to the specifications of the floor plans attached hereto and marked as "Exhibit B." Any tables, chairs, booths, stools or other movable furniture may be relocated provided that it conforms with all building code requirements.
- (j) No door to the establishment which opens onto or faces a public right-of-way shall be propped open during any time that entertainment is being provided.

- (k) If a solid waste receptacle is situated on the site, it shall be positioned along the rear of the building in a location that does not interfere with access to any parking space, impede use of the vehicular drive aisle, or encroach into any required buffer yard or setback. The receptacle shall be enclosed by a four (4) foot tall privacy fence with a locking gate.
- (l) A parking bumper log shall be installed at the head of every vehicular parking space shown on the parking plan attached hereto and marked as "Exhibit C."
- (m) One (1) street tree shall be planted either along the Ingleside Road or Santos Street right-of-way immediately abutting the property.
- (n) The height of the free-standing sign on the property shall be reduced by removing all components that extend above the three panels that exist at the time of adoption of this ordinance.
- (o) During all hours of operation, the establishment operator shall be responsible for maintaining those portions of public rights-of-way improved by sidewalk and portions of any parking lot adjacent to the premises regulated by the conditional use permit so as to keep such areas free of litter, refuse, and both solid and liquid waste.
- (p) The establishment shall maintain a current, active business license at all times while in operation.
- (q) Neither the establishment nor any portion of it shall be leased, let, or used by any third party to stage an event for profit. No outside promoter shall be permitted to use, operate, rent, or host any event on the premises.
- (r) The establishment manager shall notify the Commissioner of the Revenue no less than 72 hours prior to the commencement of any event at which a cover charge is to be collected.
- (s) A copy of this conditional use permit ordinance

and Exhibits shall be available on the premises at all times for inspection, and a notice indicating that this conditional use permit ordinance and all amendments are kept on the premises and are available for review by any member of the general public shall be posted in a visible location. The notice shall also contain information on where and how to report violations of conditions and shall include the address of the zoning administrator.

- (t) A binder or folder containing documentation relating to the operation of the establishment shall be kept on the premises at all times and shall be produced upon request made by any person. For purposes of this section, the documentation relating to the operation of the establishment shall include copies of the following:
 - (1) This ordinance;
 - (3) Any occupancy permit(s);
 - (4) Certifications of all persons who work on the premises as a security guard;
 - (5) All fire code certifications, including alarm and sprinkler inspection records;
 - (6) Any health department permit(s);
 - (7) The emergency action plan required under the Fire Prevention Code;
 - (8) The names, addresses, and phone numbers of all persons who manage or supervise the establishment at any time; and
 - (9) The establishment's Security Plan.
- (u) The business shall provide in-house security or retain the services of a licensed security firm to provide security services at a rate of one security guard per 50 guest occupants on the property whenever occupancy shall exceed 97 people or when otherwise required by at least 36 hours prior written notice of the Fire Marshal, Chief of Police, or any designee of either. After 8:00 p.m. each Friday and Saturday as well

as during special events, a security supervisor certified in accordance with the requirements of the Virginia Department of Criminal Justice Services shall be present on the property.

- (v) The written security plan submitted to the City as part of the application for this permit and on file with the Department of Planning shall remain in full force and effect at all times while the establishment is in operation.

Section 4:- That the City Council hereby determines that the conditional use permit or permits granted herein comply with each of the standards set forth in section 2.4.8.C of the Norfolk Zoning Ordinance.

Section 5:- That this ordinance shall be in effect from the date of its adoption.

ATTACHMENTS:

Exhibit A (4 pages)

Exhibit B (1 page)

Exhibit C (1 page)

Adopted by Council January 25, 2022
Effective January 25, 2022

TRUE COPY

TESTE:

RICHARD ALLAN BULL

BY:

CHIEF DEPUTY CITY CLERK

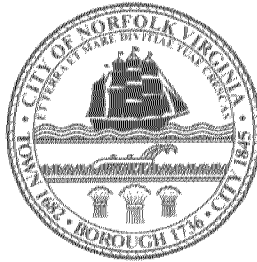


EXHIBIT "A"
Description of Operations
Live Entertainment
(Please Print)

Date:

Trade name of business: Dj Event Center

Address of business: 2436 ingleside Road, Unit 2432, Norfolk, Va 23513

Name(s) of business owner(s)*: Johnathan Colley

Name(s) of property owner(s)*: Dominick Garcia

Daytime telephone number: (757) 944-3256

*If business or property owner is a partnership, all partners must be listed.

*If business or property owner is an LLC or Corporation, all principals must be listed.

1. Proposed Hours of Operation:

<u>Facility</u>	<u>Live Entertainment</u>
Weekday From: <u>11am</u> To: <u>5pm</u> Weekday	From: <u>7pm</u> To: <u>10pm</u>
Friday From: <u>11am</u> To: <u>5pm</u> Friday	From: <u>8pm</u> To: <u>12am</u>
Saturday From: <u>11am</u> To: <u>5pm</u> Saturday	From: <u>8pm</u> To: <u>12am</u>
Sunday From: <u>11am</u> To: <u>5pm</u> Sunday	From: <u>8pm</u> To: <u>11pm</u>

2. Will ABC license be applied for?

(If so, a different application is required) No

3. Will video games, pool tables, game boards or other types of games be provided?

☐ Yes (If more than 4, additional application required) ☒ No

3a If yes, please describe type and number of each game to be provided:

DEPARTMENT OF CITY PLANNING
 810 Union Street, Room 508
 Norfolk, Virginia 23510
 Telephone (757) 664-4752 Fax (757) 441-1569
 (Revised July, 2018)

Attachment: Ordinance Exhibit A (Ordinance No. 48635 : DJ Event Center)

Exhibit A – Page 2
Live Entertainment

4. Will patrons ever be charged to enter the establishment?

☒ Yes ☐ No

4a. If yes, why:

Fundraising to help pay for student
equipment and supplies.

4b. Which days of the week will there be a cover charge (circle all applicable days):

Monday Tuesday Wednesday Thursday Friday Saturday Sunday

5. Will the facility or a portion of the facility be available for private parties?

☒ Yes ☐ No

5a. If yes, explain:

Private clients for just parents or family
of the students

6. Will a third party (promoter) be permitted to lease, let or use the establishment?

☐ Yes ☒ No

6a. If yes, explain:

7. Will there ever be a minimum age limit?

☐ Yes ☒ No

Exhibit B – Managers
Live Entertainment

8. Please provide relevant experience of all managers:

Manager Name: Johnathan Coffey

Name and Address of Establishment: Complete Wedding & Events | Raleigh, NC

Date of Employment: 03/2018

Manager Name: ^{Willie} Frank Coffey Sr.

Name and Address of Establishment: Food and Beverage Director | 1446 Crossway Blvd Chesapeake, Va 23320

Date of Employment: 08/2013

Manager Name: Frank Coffey Jr

Name and Address of Establishment: Logistics In Group Performance Partners | 1184 Springm. Suite 104 Fort mill, SC

Date of Employment: 06/2014

Manager Name: _____

Name and Address of Establishment: _____

Date of Employment: _____

Manager Name: _____

Name and Address of Establishment: _____

Date of Employment: _____

9. Additional comments/description/operational characteristics:

Our mission at DJ Event Center is to educate and inspire the next generation of disc jockeys. Our goal is to find the next musical talent by helping each person become musical inspired and in tune with various sounds and tones to impact the community in a positive way by teaching proper technique.

Note: If smoking is permitted, then floor plans must be submitted showing all necessary building code requirements for such facility

Signature of Applicant

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 810 Union Street, Room 508
 Norfolk, Virginia 23510
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 (Revised July, 2018)

Attachment: Ordinance Exhibit A (Ordinance No. 48635 : DJ Event Center)

Exhibit A – Floor Plan(s) Worksheet

Live Entertainment

- Complete this worksheet based for each floor plan submitted with application.
- Floor plan(s) must be prepared by a registered design professional and include:
 - Tables/seats
 - Restroom facilities
 - Bar
 - Ingress and egress
 - Standing room
 - Disc Jockey/Band/Entertainment area)
 - Outdoor seating
 - Total maximum capacity (including employees)

1. Total capacity

- a. **Indoor**
Number of seats /Standing room 116
- b. **Outdoor**
Number of seats
- c. **Number of employees** 14

Total Occupancy

(Indoor/Outdoor seats, standing room and employees) = 130

2. Entertainment

List ANY type of entertainment proposed (such as 3-member live band, karaoke, comedian, or poetry reading.)

Live DJ, recital, Karaoke

3. Will a dance floor be provided?

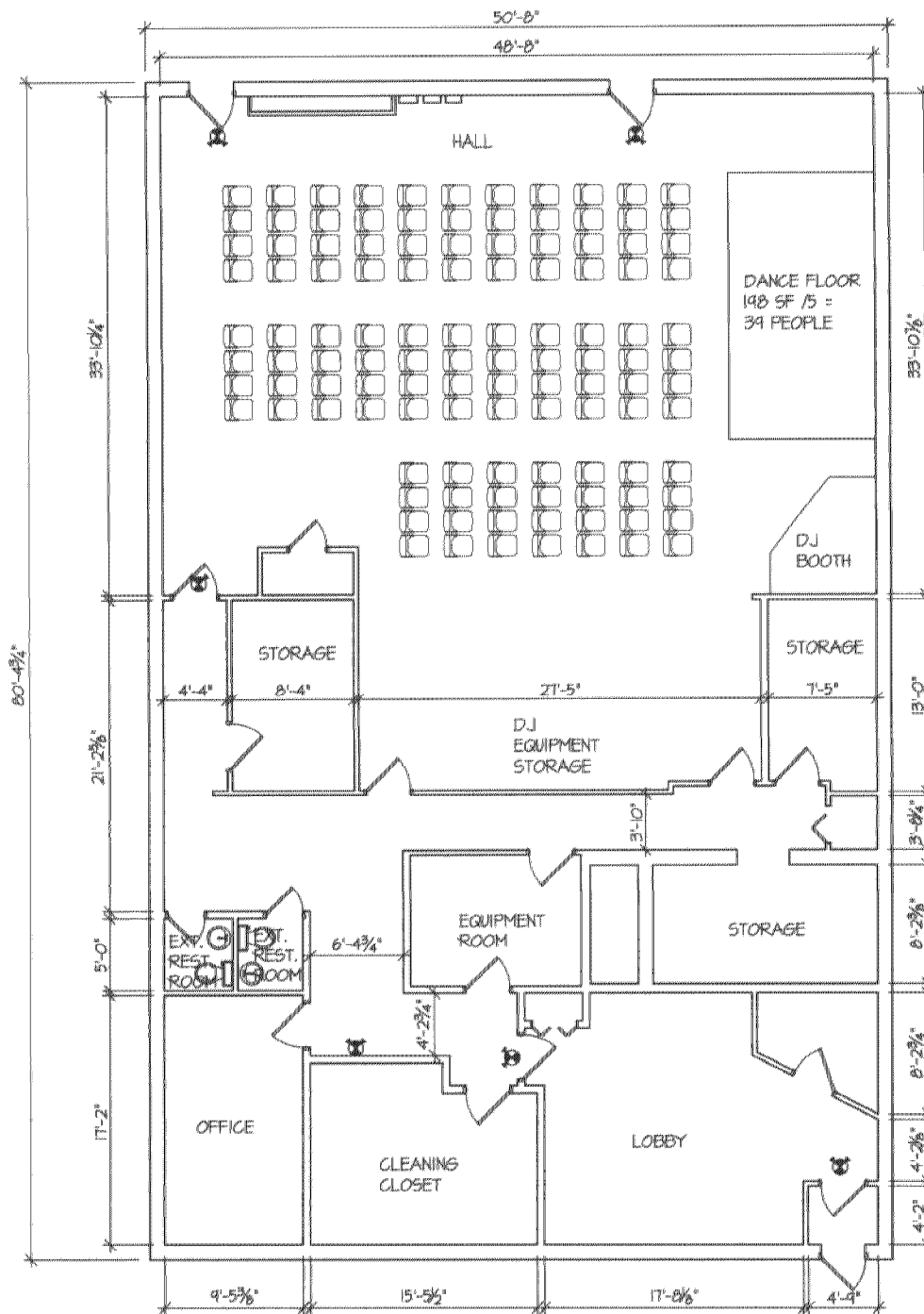
☒ Yes

☐ No

- 3a. If yes,
Square footage of establishment 4000
Square footage of dance floor 198

- If a disc jockey is proposed, a dance floor must be provided.
- If the dance floor is more than 10% of the square footage of the establishment, a Dance Hall permit is required.

Exhibit B

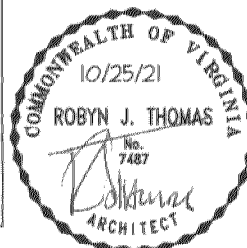


SUITE 2432 @ 2436 INGLESIDE RD. - ASSEMBLY LAYOUT
1/8" = 1'-0"

OCCUPANCY CALCULATION

MAX TRAINING SCHOOL OCCUPANCY (B USE):
4000 SF / 100 = 40 PERSONS TOTAL

MAX ASSEMBLY OCCUPANCY (A-3 USE):
130 PEOPLE TOTAL (MAX ALLOWED BASED
ON EXISTING RESTROOMS)
116 SEATS OR OPTIONAL STANDING &
14 STAFF



PARKING CALCULATION

TRAINING SCHOOL (B USE):
4000 SF / 500 = 8 SPACES REQ.

ASSEMBLY OCCUPANCY (A-3 USE):
130 / 5 = 26 SPACES REQ.

EXISTING SPACES: 8 SPACES



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2 OF 2	SK2
10/25/21	
DATE	
COMM. NO.	
DRAWN	NLM
CHECKED	RJT

